J-B

1938-89

App. F. IX-4

Previous References

1938-89
(SJM)

File No. 513-38

Serial Nos. 1-2

Sjm II-17(1-2), 5-15
Dep. Sjm 40-3)

~~*Letter References*~~

Dp/Sjm 1-37
W — dep ... /39
Bjm 4133/38
Sj 2-42(1-3)

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two

Pres

Part B for April 1939

SUBJECT.

Petition from Hon Chairman appointed
No 156 Vis Ves Wara Purn. Bldg &
urging his claims to the Pallagar pension
that has drawn by Late a Parvathamma
which has ordered to lapse to Govt in 1926.

PC)

To Hon Chairman appointed
No 156 Vis Ves Varapuram
Bldg &
M. 7P 6393 3/4/39
Do pass his that orders already
passed rejecting his claims
in this respect should be
taken as final.

WD 0295—GPB—22,500—18-8-37

Reply of the
3/4/39

Memorial of Mr Channamappiah, Pallegar of Chikkaballapur No 156, Viswesvarapuram Town

2429
Je

General and Revenue Secretariat — S+A File No. 9-13 of 1938. — [App. F III—2

Serial No.

Petition dated 3-1-1939 from Mr Channamappiah, Pallegar of Chikkaballapur (No 156, Viswesvarapuram Town) praying that he may kindly be recognised for the payment of Pallegar pension his ancestors were enjoying, as done in some other cases.

The genealogical tree of the Chikkaballapur Pallegars family is given below :-

Channamappiah
(Petitioner)

Rama Swamy (A) — Krishna Swamy (2 B) (No issues) — Narasimha Swamy (3 C)

Channamappiah (3 daughters) — Ranga Reddi & Papamma — Krishna Swamy — Narasimha Swamy — (Venkata) Ananthara malwar

Ananthara Ramaswamy (wifes) = 1 Batchammanni 2 Parvathammanni — Ratnaswamy — Ranga Reddi (2 sons) — Narasimha Swamy — Venkata Narasimha Swamy — Venkata Narasimha Swamy — Venkata Suryanarayana Swamy — Venkata Narasimha Swamy — Channamappiah III — Venkata Narasimha Swamy — Venkata Narasimha Swamy — Venkata Narasimha Swamy

Memorial of Mr Channamappiah, Pallepur, Chikkaballapur

2429
R

SHA File No. of 1938 | General and Revenue Secretariat

the pension of Channamappiah the proponent & head pensioner of the family was after his death distributed among 3 branches of the family A, B & C. The vacant pension of Rs 305-1-2. whose disposal is under consideration belongs to the 'A' branch of the family.

3 The last male holder of this pension was one Anantha Ramaswamy, the lineal descendant of Ramaswamy, the forefather of the 'A' Branch. On his death in 1842 without male issues, this pension was first distributed among 9 females & subsequently it was divided among 5 surviving females of the branch, under the Orders of the then Chief Comr in Mysore Mr L Bowring with the direction that on the death of any of those five females her stipend will be equally divided among the survivors and soon until the whole amount is drawn by the last survivor on whose death it will lapse to Govt.

1 Lapsumamma Rs 100
2 Lutchamma
3 D. Parvathamma
4 D Venkata Lachmi
5 F Parvathamma

since enhanced by Rs 3
(Letter 12-5-18

Slip 'X' Enclosed on page 5 of SHA 11-17 (Original file not traceable)

4 On the demise of the first three ladies noted in the margin, their shares of pensions were equally divided between the last two sisters ~~name~~ (Dodda) Venkata

memorial of Mr Channamappiah Pallegar, Chukka Ballapur

2429
7R

3

General and Revenue Secretariat | S+A File No. | of 1938 | [App. F. III—2

Serial No.

Venkata Lakshmammanni and Puttaparva Thammanni and after the death of the former the whole pension of the A branch was registered in the name of the latter (Puttaparva Thammanni)

5 Pr Before her death Dr. Venkatalakshmammanni put in a memorial to H H the Maharaja in November 1908 praying for the transfer of the pension of Rs 152-8-7 p.m enjoyed by her to the name of her son Ananthaswamy as she was very old This

'A' S+A 125-08-(2a-3)

last page —do— memorial was rejected on 6-7-1909 ~~as to the ground that~~ there was no good reason to alter the order passed by the Chief Comr in 1868. The lady put in another memorial

'B' S+A 61-13-(1-2)

~~in the matter~~ on 5-8-1913 to His Highness praying for the transfer of her pension to her two grandsons the Maharaja and it was also rejected on

last page —do— 15-9-1913 for the same reason

6 On 20-6-1918 Puttaparva Thammanni petitioned the Dewan praying for the

'C' S+A 11-17-(1-18) Continuance of her late sister Dr Venkata Lakshmammanni's share of pension (Rs 152-8-7) which was added to her pension after her sister's death ~~many~~ in the name of ~~Dr Venkata~~ the minor Channamappiah (present petitioner) who is the adopted son of her late sister's daughter Chukka Venkata Lakshmammanni and after her death, for

adoption does not appear to have been recognised

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-83

4) Memorial of Mr Channamanappiah Pallegar, Chikkaballapur

Dy A File No. 21429 Pol of 193 8. | General and Revenue Secretariat

for the Continuance of the full pension of Rs 305/- odd in the name of the minor. Before the final decision on the petition by Govt, Puttaparvathamanni died on 21-12-1918 and many of the family along with the present petitioner Channamanappiah claimed the vacant pension (of P. Parvathammanni). All these claims were rejected by Govt and the pension was declared to lapse (to Govt) in their order No 7Pol 8779/S+A 11-17-17 'G' (S+A 11-17-17) Dated 8-6-1920.

7 The petitioner has come up to Govt for a reconsideration of their order of 8-6-1920 on the grounds:—

(1) The Chief Commissioner's order of 12-5-1868 (laying down, as it does, the policy of 'Doctrine of Lapse' re: the pallegar pensions) has become inoperative having been modified by the recent orders of Govt in several cases namely: (1) Chikkappiah of "C" branch of the family } 'E' S+A 53-21-5 G.O. No 117 P/12-8-30
(2) Mangammani —do— } 'E' S+A 53-21-5
(3) Parvathammanni — do — 'F' S+A 53-21-5
(4) Chayammanni
(5) Nagana Lakshmammanni 'E' —do—
(6) Puttamayya
(7) (wife) Nagana Lakshmammanni
(8) (Sons) Seshanna, Subbarangappa, Govindarangappa 'G' S+A 60-

Typed

Memorial of Sri Channammappiah Pallegar Chikkaballapur

General and Revenue Secretariat — File No. 2429/72 of 1938. — [App. F. III—2

Serial No.

(2) that in many other cases the pensions are running — in succession — in the "Stree Santhathee" alone :—

(i) Nagaralakshmammanni in 1910.

(ii) Lokavidammanni of Avegondi in 1912.

(iii) Rangapparajiah a distant relation of Jagannatha of Belagutti family in 1935.

All the three pensions above mentioned were continued to the successors although they had been declared as "Lapsed" to Govt pensions.

8 It is rather strange that both the important orders of 12-5-1866 and 12-8-1880 passed by the then Chief Commissioners, Messrs Bowring and Gordon respectively, pertain to the Pallegar family pension of Chikkaballapur family. But the views of those officers seem to be divergent the policy of Govt in the matter of the continuance of the pallegar pensions to the heirs of their last-holders males or females. Mr Bowring favoured the policy of "Lapse" whereas Mr Gordon was against the policy of Lapse, so long as the stipendaries had issues or heirs

9 The latter view seems to be the

G.O. No. PPE 3-84/ Dated 16-2-1898 (G) in SFA 64-10-(1-12) Flag "B" SFA 305-34-5

flags X and Z

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-83

5) Memorial of Mr Channamappah Pallegar Chikkaballapur

2w29/7e

File No.	of 1938	General and Revenue Secretariat

12

Correct Date in view of the subsequent G.O. Camp No 1678 Dated Mysore 29-10-1887 (Key) X 1 copy of G.O. is published after H H the late Maharaja Sri Chamarajendra Wadiyar Bahadur Succeeded to the administration of the State. It was this declared - policy not to allow lapses of the then existing Pallegar pensions except in the Contingency of all branches of any particular family becoming extinct. vide page 2 of S+A 125-08-

10 Paras 8 & 9 of G.O. No 1678 dt 20-10-1887 are rather significant ones in that they emphasise that the law of "Hindu Succession" was the one applicable to the case of Pallegar pensions [which are only the offsprings of Pallepat lands which were taken away by the power of the days and in lieu of which the pensions were granted.]

11 This view has been upheld by H H (the present) Maharaja Sri Sri Krishna Rajendra Wadiyar Bahadur in the case of Thowdamma of Anegondi Pallegar family in spite of the fact that the then Dewan Mr T Ananda Rao recommended otherwise

fide H S+A 64-10

12 In para 19 of the notes in the file S+A 64-10-(No 2) the late Mr H V Nanjundiah the then II Councellor has stated as follows:-

"On the question of Continuance - I think that Govt has Committed itself to treat these pensions (Pallegar) as properly

Such expression of personal view on the part of a clerk is in order. Cp

Memorial of Mr. Bhamanappiah Pallegar Chikkaballapur

7

2429/K

General and Revenue Secretariat — File No. 517 of 1938. [App. F. III—2

Serial No.

heritable under the rules of Hindu Law In para 7 of Order of 29-10-1887 it is stated that pallegar pensions were partly granted in lieu of Pallepat lands If so it is but just that they should be continued as long as there are legal heirs".

13 The same Officer has disagreed with the opinion of the Govt Advocate of 11-1-1909 that a political pension is not in the strict sense of the term heritable property under the Hindu Law and has quoted Para 5 Ch I Mitakshara as authority on the subject (Colebrooke's Translation) and has said that the term "Nibandha" (translated as a "Corody") is equivalent to a pension from State and is mentioned as property in which father & son have equal rights Ownership

para 20 of Memo in S&A file 64-10-(1/2)

Quoted on page of S&A 125-08-(1+2)

14 On 10-8-1896 Sir K Seshadri Iyer made the following Confidential remarks on a note in connection with the pension of Putta Parvathammanni of the Chikkaballapur family

Under Mr. Bowring's orders Putta Parvatha mmanni's pension will, on her death go to

X/ of 1868

NOTE—Contn. Sheet.

WD 0544—GDB—30,000—2-9-38

8) A

Memorial of Bhammanna Nayak Pallegar of Chikkaballapur

2429/28

S+A File No. of 1938. General and Revenue Secretariat

a Venkata Lakshmammanni and on the death of the latter the whole pension (Rs 305-1-4) will lapse to the State. The question is whether under our present policy (with adoption by widow to perpetuate the family and prevent lapses) the lapse contemplated in Mr Bowring's Order of 1868 will really be carried out. Assuming that it will not be and that on the death of Venkata Lakshmammanni her son (Ananthakamaraswamy) will succeed to the entire pension — I think ..... In the case of Sri Rajammanni & pensioners of Ancient family the recommendation of the Comptroller supported by the Financial Secretary, that the pension should lapse to Govt was not sanctioned by Govt. On the other hand it was continued in the name of the eldest son of her adopted son with the direction that he should divide pension equally between himself and his two brothers. The observation made by Mr C.S. Balasundaram Iyer in para 2 of the notes in S+A 42-18 (1940) is very significant. It is as follows:— flag "K" S+A 42-18 (1940)

15/6 Whatever may have been the position in 1862, and 1870 the validity

K

Serial No. 61

of adoption (duly recognised) to ensure succession to these Pallegar pensions has been definitely set at rest by the Govt Order of 29-10-1887 It would be a breach of faith to go behind that order at present and declare the pension lapsed to Govt."

16 This view was supported by the Hon'ble Mr K.S. Chandra Sekhara Iyer. 1st Councillor Para 42 of the notes on S&A file 42-18-(1879) appears to be authoritative on the point It reads as follows :—

"But after the change of policy enunciated in the G.O. of 29-10-1887 and the recognition in advance with the new policy of adoption of Chikkaraya by Akkaji Ammanni the position was entirely changed"

17 The 2nd and 3rd Councillors also agreed with the view of the Chief Secretary (M.C.S.B) that the pension should not lapse but should be continued in the name of Veerapatnam Kaveramma. Kind ref^e is also invited to paras 36 to 53 of the notes in the same file [S&A 42-18-(1879)] as they clearly show that these pallegar pensions were hereditary

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-38

10) Memorial of Lekammanayakah Palleyar of Ekruvakallapur

S+A File No. 2429 of 1936. General and Revenue Secretariat

18 Coming to the last case of Rangappa rajiah of Belagutti Palleyar family, quoted by the present petitioner, Govt. ordered in GO no 6729/S+A 129-34-4 Dated 24 th February 1932 that the pension of the family, (the last holder being Jayanarra) should lapse on the grounds that the transfer of the pension from the original grantee - Dasappa Naik to his son-in-law Mariappa rajiah was not in order, that its continuance to Jayanarra was not for the benefit of the family and that the last holder - Jayanarra has left no issues. This order was revised by Govt after three years and the pension was on equitable grounds ordered to be continued in the name of Rangappa rajiah the eldest surviving member of the family with effect from 22-11-1935. In this Connection kind reference is invited to the Financial Secretary's and members' Notes in paras 59 to 73 in S+A file 129-34-(3 & 4)

'R' & 'Y' file portion

'Q' GO no 4310 S+A 305-34-4 Dated 3/4-12-1935

19 Some of the precedents both for and against the policy of "lapse" of these palleyar pensions are put up for kind perusal. The legal opinion on the subject by Mr Bray at 'Z' is flagged 'Z' in S+A 40-25-13.

for & against

'Z'

Memorial of Channammappiah Pallegar of Chunnaballapur

General and Revenue Secretariat — S.R.A. File No. 2429/38 of 1938 — [App. F. III—2]

Serial No.

20 The authority for the lapse to Govt. of the pension in question is the order of Mr L Bowring Dated 12-5-1868. This order has been modified by a subsequent order of another Chief Commissioner Mr Gordon Dated 11-8-1880 (12) The relevant portion of it runs as follows:—

Flag 'X' (Extract) in S.R.A. 11-17-(1878)

Mr L B in Chunnaballapur Pallegar Family file No. 21

21 "It is observed that when Mr Bowring increased the allowances of the Pallegars by 25% he laid down that the stipends held by females should lapse on their demise — This however must be considered as applying only to those cases in which the stipendaries have no issue or heirs ....."

22 As noted already in the previous paras, the policy of 'lapse' in the cases of the last holders (of Pallegar pensions) leaving behind them issues or heirs is not applicable. Equity, justice and good-conscience seem to require that the liberal policy followed by the Govt of Mysore after the accession of the late Highness, Sri Chamarajendra Wadiyar Bahadur, to the Throne, in the case of Pallegars, be continued so that this class of persons may maintain their

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-38

12) Memorial of Bhramanna Appiah Pallegar of Chokkalingapuram

2429/2C

S&A File No. of 1938. General and Revenue Secretariat

dignity, social position and status of their family.

23 Late Mr. Hamza Hussain, the then 3rd Councillor, in the last para of his opinion recorded on page 23 of S&A file 42-18-(1 to 12) has stated:

24 "Just as Palepat lands can not be taken away by the Govt. and can not be reduced in extent so the pension granted to the Pallegar family can not be curtailed. On two occasions the Govt. have enhanced the pensions which they would not have done if the policy was to curtail or eventually to resume the same which will be the natural result of the policy of division and sub division if it be pursued regularly and systematically as it is proposed."

25 Although the above para is against the division and sub division of Pallegar pensions, it can be quoted with equal emphasis, against the policy of their "lapse" to Govt. In the particular case quoted above, although the Comptroller & the Financial Secretary were for the resumption of the pension drawn by Arunagiri Ammanna of Anekal, Jamindar

Memorial of Channamappiah Pallegar of Chikkaballapura
2429

General and Revenue Secretariat | S.A. File No. of 1938 | [App. F. III—2

Serial No.

~~The~~ Council was of the unanimous opinion that it should be continued to the family :-

26 As observed by the ~~Law~~ Asst. Secretary, Law in two previous files S.A. 158-30-(15/13) and S.A. 305-34-(3,415) it seems desirable ~~that~~ to have definite rules prescribing the conditions under which these pallegar pensions lapse to the State, so that the policy of Govt. in such cases may be clearly and definitely known

flag S. M & M.

Submitted for orders on the prayer of the present petitioner, Hr. Channamma Rajiah

P.W.D

6/12/39

27) The memorialist who is the grandson of Dodda Venkatalakshammanna the last recipient of the Chikballapur pollegar pension which lapsed to Govt. upon her death, prays for its revival in his favour on the analogy of some cases such as restoration of the lapsed pension of Belaguttey family in favour of Rangappa Rajiah & other similar cases.

Q

28) Similar requests made by the

NOTE—Contn. Sheet.

P.T.O

Memorial of Chamannapparah Pallegar of Chikkaballapur

S & A File No. 2429/Jud of 193 &. | General and Revenue Secretariat

said Dodda Venkatalaksh amma mani during her lifetime for the continuance of her pension in favour of her son Ananthaarama swami were rejected for the reason that the holder of the pension being a woman is not a direct heir to the family through the male line.

29) Govt have discretion to refuse a pollegar pension or continue the same even after lapse for sufficient and valid reasons. Cases for and against are given in file 305 of 34 at page 2k.

30) It is for consideration whether the Law Deptt may be consulted as to the validity of the claim or the petitioner endorsed that his case can not be reconsidered at this distance of time.

Mdl 29/9/39

31) Please post up the following Refs:-

1) Chief Commissioner's order d. 12.5.1868

2) S & A 127-09-

3) S & A 61-13-3 to 13

CgA 25/9

Memorial of Channamma appeals Pallegar of Chickballapur

General and Revenue Secretariat | File No. 2429/27 of 193 . | [App. F. III—2

Serial No.

Subd with reference to para 31 supra. Reference files S+A 61 of 1913 Sls 3 to 13 + 127 of 1909 Sls 1 to 14 are put up below. It is ascertained from the records that the Chief Commr's order D/ 12-5 1868 is not available.

Ahm 1/8/39 AM

Yr. to Xr.

Please put up —

(1) G.O. no 31/PdA. 5-1894 B2 d. 22.6.1895

(2) S & A. 257-37-3 d. 24.12.37 rejecting a petition from the same petitioner.

Clk 1/3/39

H. D.

This is a petition for a reconsideration of an order issued in 1920. directing that a pension of Rs 305-1-2 that was enjoyed by one Puttaparvathammanni of the A Branch of Chickballapur Pallegar family, should lapse to Govt. on the death of the Lady.

The main basis for the above decision of Govt. was an order dated 12th May 1868 which while continuing the pension to the marginally noted five females in equal proportions, specifically laid down that:

"On the death of either of these, her stipend will be equally divided among the survivors and so on until the whole amount is drawn by the last survivor on whose death it will lapse to Govt."

H. X

1. Papammanni
2. Buchammanni
3. D. Parvathammanni
4. Venkatalakshammanni
5. P. Purvathammanni

In accordance with this order of 1868, as each of the recipients died her pension was divided among the other survivors

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-83

and the last of them was Putta Parvathamma (who was enjoying Rs 305-1-2) who died in December 1918. The claims of the present petitioner, as well as of several others, were considered then by Govt. and it was finally decided that the pension should lapse to Govt. in strict accordance with the terms of the Chief Com'rs order d. 12-5-1868.

The petitioner has put in a number of petitions subsequently for reconsn of the above order and all these have been rejected by Govt. H A 2 N I

In his present petition, he again pleads for a reconsideration of the order and quotes ~~cases~~ some precedents in support of his plea that the rule of ~~the~~ lapse ~~has been~~ enunciated by the Chief Com'r ~~has been~~ has been relaxed subsequently in a number of cases. ~~and that the general policy of~~ On an examination of the records relating to several awards, it is ~~to be~~ found that there is room to think that the policy of ~~the~~ His Highness the Maharaja has been more generous in this respect than that contemplated in the order of the Chief Com ~~dated the 12th of May 1868~~ ~~directing the lapse of the pension~~

17

Serial No.

As these claims are not ~~always decided~~ guided by rigid rules, precedents can be ~~pleaded~~ quoted for showing leniency in cases where Govt. deem fit to do so.

Vide Government Letter No. 71 Y.

The present claimant is the grandson (Son's son) of Doddavenkatalakshamma one of the pensioners as per order of 12.5.1868 who died in 1915. On her death, her pension also devolved on the surviving pensioner - Patta parvathammani - as per terms of the G.O. d. 12.5.68. Now that all the pensioners mentioned in that order are dead, the petitioner claims relief ~~of~~ by the ~~non~~ grant of the pension. ~~Enjoyed by~~ &

As the G.O. of 1920 directing the lapse of the pension ~~of~~ to Govt. was passed after consideration of ~~the case~~ the several aspects of the case, and as the subsequent representations of the petitioner have been rejected more than once, I hesitate ~~to put up~~ to put up any detailed note regarding the ~~precedents referred to~~ merits of the case, ~~as I, however, do not~~ deem fit to ~~re-open the question~~ unless Govt. are ~~such Examiner~~ pleased to consider that the question

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-83

Petition of Mr. Cherumanna Opiah for ~~Gratuity~~ pension for Chirakkadavu

File No. 2429/37 of 193

General and Revenue Secretariat

may be re-opened and examined again in the light of the precedents referred to by the petitioner and other available records.

25.3.39.

[The elaborate file note of the case-worker discussing policy & precedents is not relevant at this stage] ~~before the Sub~~ Opr

NOT OFF

6.9.74

Fin. Secy)

I do not think it could be either desirable or feasible to reopen cases settled long back as 15 years and to allow arguments now to be advanced as to why that decision is wrong and that only on the ground of some precedents which might have appealed to the then authorities for special consideration under particular circs. There has to be finality in such cases and even on grounds of higher ethics, settled facts need not be unsettled at this distance of time. The petrs request has to be negatived

Dewan) -

27.3.39

Opr

28-3-39

29.3.39

TYPING S... 31 MAR 1939 REVL. & ... SECTT.

Draft endorsement to the party is submitted for orders.

30/3/39

Done

30/3

Serial No.

To, The Petitioner No H 6393 Dt 1-4-1939

Information that the orders already passed in the matter should be taken as final.

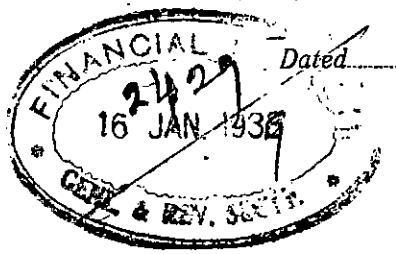
B
1/4/39

NOTE—Contn. Sheet.

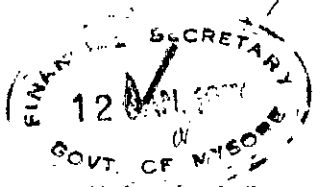
WD 0544—GPB—30,000—2-9-83

SRO 513-38-1

Pet. No. 1791 OFFICE OF THE DEWAN OF MYSORE,



Dated 11. 1. 1939



20

The accompanying petition addressed to the Dewan is forwarded, with compliments, to the Secretary to Government, Financial Department, for favour of disposal

M

By Order,

K Chuna

for Private Secretary to the Dewan.

OFFICE OF THE DEWAN
OF MYSORE.
Date of receipt 11.1.39
Petn: Regr. No. 1791

2429 16/1/39

To

Amin-ul-Mulk
Sir Mirza M, Ismail, B.A., K.C.I.E; O.B.E.,
D e w a n of M y s o r e,
B A N G A L O R E.

The humble Memorial of Channannappiah,
Polegar of Chikkaballapur, No,156
Visveswarapuram, Bangalore City;

Most Respectfully and Humbly Showeth:

That Your Excellency's humble memorialist begs leave to submit that he has been the only person among the members of the Chikkaballapur Polegar Families that has been subjected to a great humiliation and hardship as the Benign Government of His Highness The Maharaja of Mysore have not yet been gracious enough to recognise his legitimate and just claims to the Polegar Pension his ancestors were enjoying.

The memorialist begs to submit that after the death of Anantharamaswamy son of Rangappayya, his pension was divided among his two daughters Dodda Venkatalakshammanni and Putta Parvathammanni, his two widows Bachammanni and Parvathammanni directing that on the death of any one of them her or their pension should be equally divided among the survivors

and on the death of the last surviving members the whole pension should lapse to Government. That in view thereof the entire pension was enjoyed by the said two sisters Dodda Venkatalakshammanni and -- Putta Parvathammanni who were living together in their life time.

That the said Dodda Venkatalakshammanni had a son Anantharamaswamy but Parvathammanni had no issue. Dodda Venkatalakshammanni had prayed the Government to have her pension transferred to the name of her son Anantharamaswamy, the father of the Memoràalist but the Government were pleased to say in No,4 of 10-9-1908 that her prayer could not be complied with during her life time; Some time after the son predeceased the mother unfortunately after which she prayed for a transfer of the pension to the name of her Grand son the memoràalist but with the same effect.

That Dodda Venkatalakshammanni died in the year 1915 leaving the memorialist who was only nine years old to the care and protection of her sister Puttaparvathammanni, who also died in the year 1918, but before the death the said Putta - Parvathammanni has left a will giving all her belongings to the memorialist including the right of her pension,

That the benign Government of His Highness

23

The Maharaja of Mysore when approached by the memorialist with a prayer to continue the pension to him were pleased to point out that in view of the order of the Chief Commissioner the same has lapsed to Government.

That the memorialist respectfully begs to submit that the said order of the Chief Commissioner has become in-operative having been modified by the recent orders of the Government in several cases excepting in the case of the memorialist, He begs to submit that while considering the claims of Venkatalakshammanni the widow of Chikkappaiah and others, the Government have graciously opined that this order must however be -- considered as applying to only those cases in which the stipendaries have no issues or heirs, and in accordance therewith ordered that one half of the pension of Chikkappaiah to be given to his widow Venkatalakshammanni and one half of the remainder to his mother Chayammanni and the remaining half to his step mother Mangammanni; after the death of Mangammanni her pension was given to her daughter-in-law Venkatalakshammanni and her daughter Parvathammanni is now enjoying the same after her death. The pension of Chayammanni was granted to her daughter Nagara Lakshammanni and then to her son Puttannayya, and he was succeeded by his wife and after her death her sons Seshanna, Subbaranganna and Garudaranganna are enjoying the same. In these

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and in many other cases the pensions are running in succession in the Stree Santhathies alone; In the same manner the Government have been pleased to - grant pensions to the claimants of Nagaralaksha-ammanni in 1910 and Chowdammanni of Aneygondi in 1912 and of Rangapparajiah a distant relation of Jagannavva of Belaguthi Family in 1935, which pensions had also lapsed to Government.

That in the light of the foregoing circumstances the memorialist respectfully prays that his case may also be considered favourably by granting the pension to him to which he is legally entitled to.

That Your Excellency' memorialist respectfully begs to submit that unless Your Nobleself graciously evince interest in his most unfortunate but just and pitiable case there will be no salvation to his family. The memorialist has two sons aged 7 and 10 respectively who have to be educated.

The memorialist begs to add that Your Excellency being the source of all honour and the only and the last refuge of the distressed, the memorialist ventures to believe with full of hopes that his humble appeal to Your Nobleself will never go in vain.

For which act of grace and generosity, the memorialist and the members of hisfamily shall, as in duty bound ever remain grateful.

Bangalore
3rd January 1939

Submitted.

In continuation of the petition submitted to the Dewan on the 3rd instant the undersigned begs to submit the following facts for favourable consideration.

The late Ramaswamy was the original Pallegar Pension Holder of the petitioner's family. After his demise his son Rangappiah and thereafter his son Anantharamaswamy were enjoying the same. After the death of the last mentioned Anantharamaswamy his pension was divided between his two wives, his mother and his two daughters equally with a direction that on the death of the last surviving member the whole pension should lapse to Government which is dated 12th June 1868. In view of this order the last pension holders were Dodda Venkatalakshammanni and her sister Putta Parvathammanni the daughters of the said Anantharamaswamy.

Doddavenkata Lakshammanni had a son by name Anantharamaswamy. She had also prayed the Government during her life time that her pension should be transferred in the name of her son but the Government were pleased to say that it could not be considered during her life time. Unfortunately the said Anantharamaswamy, the father of the petitioner, predeceased his mother leaving him to the care and protection of her sister the said Putta Parvathammanni who was then enjoying the whole pension as per order stated above.

That after the death of Putta Parvathammanni the claims put forwarded by the petitioner were not recognised in view of the order of 1868 supra. This order has been set at naught in the year 1879 during the time of the Dewan Rangacharlu while considering the case of Chikkappiah who was also a Pallegar of Chickballapur. Then it has been clearly stated that the order of the Chief Commissioner Mr. Bowring must however be considered as applying only to those cases in which the stipendaries have no issues or heirs. Accordingly the pension was revived which was also lapsed as in the case of the petitioner and granted to the various ladies of the family. (encl 4)

The petitioner may be permitted to bring to the notice of the benign Government that it is not only in the single instance quoted above that the order of the Chief Commissioner has been commented upon and lapsed pensions revived but in various other cases also. To wit so recently as 1935 the claims of one Rangappa Rajiah of Belagutty family have been considered and the lapsed pension restored to him. Further in this case one Jagannava was the last pension holder and after her death the pension had lapsed to Government as per order dated 26-2-1932. The claimant Rangappa Rajiah in this case happens to be a cousin brother of Thimmappa Rajiah the husband of Jagannava. Added to this it has also been stated as a reference while ordering the pension to the claimant "that in similar circumstances in the Belagutty family the pension has been continued to the cousins of the last male holder, even though the last holder was a lady Jagannava.

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It may not be out of place to mention here the cases in which the order of the Chief Commissioner has been modified viz., No.Fl.3408-9/8 and A.127-09-7 dated 19-1-1910, No.Fl.4937/8 dated 16-5-1912, No.Fl.7847 of 24-4-32 etc. Invariably in all these cases pensions had lapsed to Government and far more distant relations to the last pension holders than that of the undersigned have been favoured with and it is only most unfortunately in the case of the undersigned the order of the Chief Commissioner is being based upon for refusing his prayers continuously the latest being Fl.3528/8 & A. 157-37-3 of 24th December 1937.

For ready reference the geneological trees (encl 3) of the petitioner's family and that of ~~xxx~~ Chikkappiah (encl 4) referred to above are herein enclosed for favour of perusal and copies of orders of the Chief Commissioner and the modified order are also herein enclosed. (encls 1 & 2)

The undersigned respectfully prays that in the light of the above facts his unfortunate but just case may graciously be considered with your wont of kindness and sympathy and restore the fallen ancient family of his to its proper position among others who are in a better position by the kindness and genorisity of the benign Government of His Highness the Maharaja of Mysore by granting the lapsed pension to him.

Bangalore,

Jany.1939.

Encl (1)

25

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read:- Correspondence ending with letter No.36 dated 8th January 1915 from the State Huzur Treasury reporting that Puttaparvathammanni stated that the devolution of Polegar pension of Rs.152-8-7 remained vacant by the death of her sister Venkatalakshmmanni of Chickkaballapur Family may take place in accordance of the late Chief Commissioner's Order.

Read also:- Order dated the 12th June 1868 of the late Chief Commissioner laying down that the Polegar pension of Anantharamaswamy of the Chikkaballapur Polegar Family be distributed equally among his mother, two widows and two daughters with the direction that on the death of any one of them, her or their pension should be equally divided among the survivors and that on the death of the last surviving member the whole pension should lapse to Government.

Order thereon:- No.Fl.5538-9/S.H.T.61-14-11

Dated Bangalore, 3rd April 1915.

Under these circumstances Government direct that the vacant pension be registered in the name of Puttaparvathammanni the last surviving daughter of Anantharamaswami from the 20th September 1915, the date from which it is drawn.

Sd. Shama Rao,
Offg: Secretary to Government

Encl (2)

29

PROCEEDINGS OF THE CHIEF COMMISSIONER IN MYSORE.

Read:-

Letter No.25 of the 25th December 1879 from the Khazana Bakshi reporting on the succession to the stipend of 91-11-3 per mensem held by Chikkappiah of Chikkaballapur Polegar Family who died on the 28th May 1879.

Petition from Venkatalakshammanni widow of Chikkappiah dated 28th May 1880.

Order thereon:- No.117 of 12th August 1880.

It is observed that when Mr.Bowring increased the allowances of the Pollegars by 25 per cent he laid down that the stipends held by females should lapse on their demise. This however must be considered as applying only to those cases in which the stipendaries have no issues or heirs. In the case under notice deceased Chikkappaiah left a widow Venkatalakshammanni and two daughters besides his mother Chayammanni who has two daughters, setp-mother Langammanni who has no issue, the joint petition first presented by the above persons praying to divide the stipend equally among them is not retracted by Venkatalakshmmanni. The Chief Commissioner is pleased to sanction the continuance of one half of the stipend Rs.45/- omitting fractions to Venkatalakshamanni and one half of the reminder to Chayammanni for the support of herself and her daughters and the remaining 22-8-0 to Nangammanni. The latter on the death of Stipendary should revert to Venkatalakshammanni.

The pension should be paid to the several parties in the above proportions from the date of the death

Enca (3).

GENEOLOGICAL TREE OF THE PETITIONER'S FAMILY.

RAMASWAMY.

1st Son
Charanappiah.
(Died issue
less.)

2nd son.
Rangappiah. Wife Papammanni
(Deceased)

Son
Anantharamaswamy

Wives
Batchammanni
Both deceased
Parvathammanni

(Issue less)

Daughters

1. Doddavenkata lakshammanni

2.Puttuparvathammanni

Son
Anantharamaswamy

son
Chennannappiah

PETITIONER

Said to be 3rd son
Krishnaswamy

Ramaswamy

Narayana swami.

Anantha Ramaswamy

Narayana swamy
Son

Ramaswamy
Son

Widows
1.Savitrammanni
2.Sundarammanni

Encl (4):

CHIKKAPPIAH.

Wife Chikka-venkata Laksmmanni (Deceased)	Step Mother Mangammanni Died issueless.	Mother Chayammanni

Daughter
Nagarlakshammanni

Son
Puttanniah

Wife
Name not known

Sons

1.Seshanna
2.Subbaranganna
3.Garudaranganna.
(NOW ENJOYING THE PENSION)

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. 7/6353

Dated, Bangalore, 31st March 1939.

ENDORSEMENT

Mr.Channannappiah,
Chikballapur Pallegar Family,
No.156, Visvesvarapuram, Bangalore City.

With reference to his petition dated 3rd January 1939 urging his claim to the Pallegar pension that was being drawn by Puttaparvathammani which was ordered to lapse to Government in 1920, Mr.Channannappiah is informed that the orders already passed rejecting ~~your~~ claims in this respect should be taken as final.

By Order,

For Secretary to Government,
Financial Department.

SR/2

Appendix F G—1]

SUBJECT.....

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Section S & R.

File No. 513-38

Serial No. 2

Diary No. of letter replied to 429 / M. 6393

No. Endorsement granted

To Mr. Channannappiah,

Pallegar of chikballapury Taluq

No. 156. Visaveswarapuram

Bangalore city

General and Revenue Secretariat

( )

the *193* .

Date of issue.... 1-4-39

Mr ch Ri

Signed by .....

With reference to his petition dt 3-1-1939 ~~praying for a reconsideration of his decision of Govt in appeal to~~ urging the claim to the ~~vacant~~ Pallegar pensions drawn by Puttaparvathammanni which was ~~Doddaveerakatalakoliamma~~ ordered to lapse to Govt. in 1920, ~~Puttaparvathammanni of the chikkaballapura Pallegar family~~, Mr Channannappiah is informed that ~~his request Govt are not~~ see no reason to ~~reconsider cannot be complied with as the~~ orders already passed ~~in the matter~~ rejecting ~~the~~ your claims in this behalf ~~should be taken as final~~ should be taken as final

List of enclosures.....

Copied by.....

Examined by .....

B. O.

CJR

for Financial Secy.

WD 0278—GPB—30,000—4-3-38